IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUM. SUIT NO. 4261 OF 1997

WITH

SUMMONS FOR JUDGMENT NO. 21 OF 1998

Binita Hardware Stores. .. Plaintiff.

vs.

ATV Projects India Ltd., .. Defendants.

Mr. R.L. Dharia for plaintiff.

Mr. Nagendra Dube i/by S.S. Dube

for defendants.

CORAM : S.U. KAMDAR, J.

DATE : 19th SEPTEMBER, 2005.

P.C.:

. The learned counsel for the plaintiffs seeks leave to withdraw the suit. Suit is dismissed as withdrawn.

2. Refund of Court fee as per rules.

3. In view of the dismissal of the suit, the summons for judgment does not survive. The same is dismissed as infructuous.